

CITY OF MILFORD  
REGULAR MEETING  
JUNE 1, 2010  
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Library Building in said City on the 1<sup>st</sup> day of June 2010 at 7:30 pm. Present were: Mayor Dean Bruha; Council members: Jeff Baker, Rick Fortune, Jeff Heckman, Dan Kral; Attorney Robert Blevens; Chief of Police Forrest Siebken; Maintenance Supt. Mark Frey and City Clerk Jeanne Hoggins. Also present: Gerry Dunlap, Gary Armstrong and Nancy McGill with the press.

Notice of the meeting was given in advance thereof by publishing in the Milford Times; a designated method for giving notice, as shown by the Affidavit of Publication attached to these minutes. Notice of the meeting was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

**CALL TO ORDER:** Mayor Bruha called the meeting to order at 7:35 p.m. Mayor Bruha publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act is available for review and is posted on the east wall of the Webermeier Community Meeting Room.

**MINUTES:** A motion was made by Baker and seconded by Kral to approve the minutes of the May 4, 2010 meeting. Roll call vote: Baker yes, Kral yes, Fortune yes, Heckman yes. Motion carried.

A motion was made by Fortune and seconded by Heckman to approve the minutes of the May 19, 2010 meeting. Roll call vote: Fortune yes, Heckman yes, Baker yes, Kral yes. Motion carried.

**PAYMENT OF BILLS, BOND PRINCIPAL AND INTEREST:** A motion was made by Kral and seconded by Heckman that the following bills in the amount of \$54,088.92; Bond Principal in the amount of \$20,000.00; Bond Interest in the amount of \$17,800.00 and payroll in the amount of \$28,952.67 approved by the Auditing Committee be approved for payment. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

**SALARIES:**

49625	Mark Frey	1463.05
49626	Forrest K Siebken	1379.08

49627	Mavis Lynn Ferris	70.31
49628	Jeanne M Hoggins	1359.30
49629	Gary Lee TeSelle	897.21
49630	Robert L Hull	906.17
49631	Beverly J Wehrs	593.09
49632	David R Dahle	1064.14
49633	Philip Winkelmann	1006.91
49634	George A Matzen	596.17
49635	Tracy L Yeackley	691.93
49636	Courtney L Bashore	120.52
49637	Anna E Tremmel	66.95
49638	Tiffany Fougeron	315.02
49639	Benjamin L Rediger	787.36
49640	Joshua James Urbanec	568.05
49641	Craig A Corder	1030.88
49642	Sheri A Rohrer	258.58
49643	Nathen T Gortemaker	484.50
49704	Mark Frey	1463.05
49705	Forrest K Siebken	1379.08
49706	Mavis Lynn Ferris	56.92
49707	Jeanne M Hoggins	1359.30
49708	Gary Lee TeSelle	1079.62
49709	Robert L Hull	930.93
49710	Beverly J Wehrs	578.78
49711	David R Dahle	1064.14
49712	Philip Winkelmann	1006.91
49713	George A Matzen	596.17
49714	Tracy L Yeackley	691.93
49715	Courtney L Bashore	87.04
49716	Tiffany Fougeron	290.74
49717	Benjamin L Rediger	792.17
49718	Joshua James Urbanec	600.60
49719	Craig A Corder	1018.89
49720	Sheri A Rohrer	151.45
49721	Nathen T Gortemaker	945.13
49722	Brady D Slepicka	234.34
49723	Haley A Yeackley	227.48
49736	Ricky G Fortune	138.52
49737	Dean A Bruha	184.70
49738	Jeffrey M Baker	138.52
49739	Jeff L Heckman	138.52

49740	Dan V Kral	138.52
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**GENERAL FUND:**

49621	U.S. Postmaster – Utility Billing Postage	166.36
49622	Nick Bedford – WA/SW Deposit Refund	24.20
49623	Sean Kremer – WA/SW Deposit Refund	19.82
49624	Jonathan Stutzman – WA/SW Deposit Refund	5.58
49644	Ameritas Group – Pension, PensionX	1659.78
49645	Alamar Uniforms – Pants, Shirts, Vest	289.96
49646	American Building Inspectors – Feb-May Inspections	1042.39
49647	American Legion Post – Flag	26.87
49648	Ameritas Group – Dental & Vision	956.60
49649	Aramark Uniform Services – Pants & Rags	353.88
49650	Best Way, Inc. – Gloves, Shovel	101.96
49651	Beverly Wehrs – Coffee, Napkins, Remote	23.65
49652	Black Hills Utility Holdings – Service for April	192.92
49653	Concept Seating – Tri-Block Accessory	40.00
49654	Constellation NewEnergy – Service for April	139.29
49655	Creative Product Source – Shirt for DARE	11.00
49656	Crestview Care Center – April Meals	675.50
49657	Culligan Water Conditioning – Soft Water	21.00
49558	Deep Rock – Drinking Water	39.95
49659	Department of Labor – Elevator Inspection	100.00
49660	Diode Communications – Service for April	54.16
49661	Eakes Office Plus – Typewriter Insurance	274.88
49662	Earl Carter Lumber – Double Map	3.87
49663	Emergency Medical Products – Splint, Device	430.31
49664	Farmers Cooperative – Gas/Diesel, Bolt, Rotate Tires	1263.44
49665	G & P Development – Trash from Tournament	15.84
49666	Great Plains-One Call – Locate Requests	24.24
49667	Heartland Auto Body – Balance on '06 Repair	287.83
49668	Helmink Printing – Traffic Tickets	470.00
49669	Ikon Office Solutions – Additional Images	265.47
49670	Kremer Electric – Flag Pole Service, Install Soft Start	707.94
49671	Layne Christensen – Short Paid Sales Tax	18.88
49672	Linweld – Oxygen, Compressed Air	39.90
49673	Martin Excavating – Clay Dirt	150.00
49674	Memorial Health Care Systems – Hepatitis B Shot	89.00
49675	Milford Flowers & Gifts – Flower Basket	45.99
49676	Milford Mini Mart – Batteries for Camera	5.10
49677	Milford Supermarket – Batteries	14.03
49678	Mrs. Wayne Roth – Birthday Cake	20.00

49679	NE Dept of Revenue – April Sales Tax	1634.99
49680	NE Fire Sprinkler – Annual Inspection	243.00
49681	NE Law Enforcement Training – Recertification	50.00
49682	NE Mosquito & Vector Control – Meeting	60.00
49683	Nebraska Motor Parts – Belt, Spark Plug, Adhesive	28.55
49684	NPPD – Service for April	4764.87
49685	Nebraska Tech & Telecomm – Service for April	402.41
49686	Newman Traffic Signs – Street Sign, Park Closed	351.99
49687	O’Keefe Elevator Company – Elevator Inspection	370.00
49688	Pizza Kitchen – Meal (4-26-2010)	102.50
49689	Police Officers’ Assoc. of NE – 5 Handbook Updates	31.25
49690	Racom Corporation – Buffer, Horn Alert	2919.80
49691	Reeves – Nameplate for #45	22.35
49692	Roxanne Roth – Cleaning Services	350.00
49693	Seward Co PPD – Wells 1 & 2	372.80
49694	Seward Co Independent – Notices, Minutes, Ads	305.58
49695	Sports Express – Tshirts, Socks, Hats, Work Shirts	887.70
49696	The Garbage Company – Service for April	130.24
49697	Toyne – Repair on #30	824.42
49698	Verizon Wireless – Dept Cellular	103.54
49699	Watchguard Video – Mounting Bracket (In Car)	45.00
49700	Wayne Stohlmann – Conference Fee & Room	268.00
49701	Wergin’s Lawn Service – Fertilize Ball Fields	350.00
49702	Windstream Nebraska – Local/Internet, Phone	296.76
49703	ZEP Sales & Service – Sewer Aid	446.10
49724	Ameritas Group – Pension	1659.78
49725	AFLAC – Dis, Cancer, Acc, Suppl	463.96
49726	City of Milford – Petty Cash (Pool Startup)	20.00
49727	Coventry – Health Insurance	10306.49
49728	Denton Baseball – 12U Blue River League Tourn	200.00
49729	VOID	
49730	VOID	
49731	Jeff Heckman – Pool Candy	212.86
49732	Mutual of Omaha – Disability	30.24
49733	Shell Fleet Plus – Fuel Expense	667.34
49734	Forrest Siebken – McAfee Anti-Virus	53.24
49735	Fort Dearborn – Life Insurance	113.52
49741	American Legion Post 171 – Flags	191.01
49742	Baker & Taylor – Book	7.80
49743	Bleven’s Law Office – Legal Services for May	350.00
49744	Bob’s Automotive – Master Cylinder	141.85

49745	CBS-Reporting Services – Background Check	15.70
49746	Dan Pickerill – Meals @ Fire School	144.22
49747	DEMCO – CD Cases, Labels	358.03
49748	Fastsigns – Update Sign Prices	25.00
49749	G & P Development – Trash from Tournament	15.84
49750	George Matzen – Labels	39.99
49751	GreatAmerica Leasing – Meter Rent	80.00
49752	Hawkins – Hydraulic Acid, AccuTab	3281.30
49753	Ikon Office Solutions – New Okidata Printer	899.93
49754	Jeremy Dinges – Meals Fire School, Mileage	129.88
49755	Kremer Electric – Fix Baseball Field Wiring	3840.90
49756	Login/IACP Net – Partial Membership	36.00
49757	Milford A/C & Appliance – Repair A/C, Wire	1567.98
49758	Milford Flowers & Gifts – Plant Barrel	53.00
49759	Milford Free Press – Want Ads	60.38
49760	Milford Plumbing – Strainer, ¾ Caps	35.55
49761	Milford School Dist. #5 – Parking Tickets	60.00
49762	Milford Valu-Rite Pharmacy – Batteries, Check Strips	42.80
49763	Mutual of Omaha – Medicare Supplement (TeSelle)	528.44
49764	Nebraska Public Health – Coliform, Nitrate Tests	80.00
49765	Old Dominion Brush – Brush & Freight	271.82
49766	Orscheln – Rubber Mat, Bolts, Paint, Thermometer	223.45
49767	Philip Loseke – Mileage (Fire School)	102.00
49768	Racom Corporation – Repair Portable Radio	323.39
49769	Roxanne Roth – Cleaning Services	320.00
49770	Sack Lumber Company – 6 Sheets Plywood	137.94
49771	Schmader Electric – Repair Sirens	350.00
49772	Shell Fleet Plus – Fuel for '08 Truck	180.00
49773	Sioux Sales Company – Taser Holster	57.90
49774	VOID	
49775	Union Bank – Gary TeSelle (Medicare Part D)	447.20
49776	Verizon Wireless – Cell Phone	122.65
49777	Walmart – Vacuum, Labels, Telephone, Batteries	266.40
49778	Wergin's Lawn Service – Mowing (Donahoo)	75.00

**REPORTS OF OFFICERS, BOARDS AND COMMITTEES:** Written reports received were Housing Authority minutes for May 20, 2010; Library Board Minutes for May 17, 2010; Milford Aging Services Board minutes for May 25, 2010; Milford Fire Dept. minutes for April 13, 2010; Police Dept. activity report for May 2010; Milford Rescue NARSIS and Fire report for May 2010. Chief Siebken reported on monthly activity for May. Frey reported on Memorial Day preparations. Heckman – Swimming Pool is open

and has been audited by the State. A couple recommendations were made: water depth of the baby pool and replacing a flow meter.

**COMMUNICATIONS:** \*Sales tax received for the month of March 2010 was \$13,415.63. \*NPPD Lease Agreement payment received for the First Quarter 2010 in the amount of \$40,427.67. \*Thank-You's received from Webermeier Scholarship recipients: Peter Stahly, Andy Nevius and Keaton Schweitzer. \*Linden Village Information presented by Director Glenda Maury.

**NEW BUSINESS:**

**Approval and Authorize signature of NE Community Development Assistant Act Application:** Gerry Dunlap reviewed the application and requested documentation from the City of Milford committing the \$80,000.00 from the Sinking Fund and budgeting \$40,000.00 over the next three years to be used for the Pool Improvement Project. Attorney Blevens read a resolution stating the City's involvement with the project. A motion was made by Heckman and seconded by Kral to approve the following resolution. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

RESOLUTION NO. 457

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF MILFORD, NEBRASKA:

WHEREAS, the City of Milford has entered into a 3 year financial campaign to improve its current swimming pool facilities; and

WHEREAS, the City of Milford has prepared an application for a grant under the Community Development Assistance Act in conjunction with the funding of said project

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF MILFORD, NEBRASKA

1. The Community Development Assistance Act Project Application form as attached hereto and incorporated herein by reference for funding and constructing improvements to the municipal swimming pool of the City of Milford, Nebraska is hereby approved.
2. The Mayor and Clerk are hereby authorized and directed to sign all documents required for the submittal, processing and approval of the said Project Application.
3. Gerry Dunlap is hereby designated and appointed as the contact person for said Project Application is authorized to execute such documents as agent on behalf of the City that are necessary for the processing of said Project Application.

4. The Mayor and Council have reviewed the proposal and application for the Milford Swimming Pool Improvement Project and find it is consistent with the adopted Community Development and Comprehensive Plans; find that the Project is located within the city limits of the City of Milford, Nebraska and thus within both the zoning and enforcement jurisdiction of the City of Milford; and that the Project is deemed appropriate for the City of Milford, Nebraska..
5. The City of Milford hereby earmarks \$80,000.00 of its park sinking funds to be applied against its share of the project to be budgeted for the 2010-2011 fiscal year. The City of Milford will also budget \$40,000.00 of its general funds to be applied against its remaining share of the 3 year project.

Dated June 1, 2010.

CITY OF MILFORD, NEBRASKA

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

(SEAL)

**Discuss/Change July meeting date:** After brief discussion the Council decided not to change the date of the regular July meeting.

**Approve Fire Dept. membership roster:** A motion was made by Kral and seconded by Fortune to approve the Fire Dept. membership roster as presented. Roll call vote: Kral yes, Fortune yes, Baker yes, Heckman yes. Motion carried. (Roster attached)

**Building Permit Requirements for projects:** Bill Fuelling was not present due to inclement weather. Mayor Bruha asked Fuelling to put together a punch list for specific projects so people know what they need to present at the time of taking out a building permit application. This should speed the process for approval. Item tabled until next month when Fuelling can be present.

**Street Closings for Fun Days:** Gary Armstrong presented a map of the requested street closings for Fun Days. It is exactly the same as last year utilizing "B" Street from 1<sup>st</sup> to 4<sup>th</sup> St. A motion was made by Heckman and seconded by Fortune to approve the plan as presented. Roll call vote:

Heckman yes, Fortune yes, Baker yes, Kral yes. Motion carried. (Map attached)

**Pool Employee wage increase:** A motion was made by Heckman and seconded by Kral to increase Megan Kremer's hourly rate from \$7.55 to \$8.00 starting May 30, as she has passed the Pool Operators Certification. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

**Discuss Nuisance of Trees:** Council member Heckman mentioned that he received complaints from some of the neighbors north of the Elementary School regarding their trees that have the Pine Bark Beetle Disease. They are getting dead leaves and pine needles blown into their yards. The City of Milford has an ordinance regarding dead and/or diseased trees and Council member Heckman is wondering what the City can do to enforce the removal of the dead trees. It was decided that Mayor Bruha send the School Board a letter noting the City's concern and have them report back to us. Mayor Bruha also mentioned that there are trees in the City right-of-way that need to be trimmed.

**Bucket Truck Repair and or Replacement:** Frey informed the City Council that the 1978 Boom truck had its yearly inspection. The report showed cracked hoses and the main cylinder needs to be replaced. Estimated cost to repair the problems is \$15,000.00. Frey looked into purchasing a different truck and the cost ranges between \$17,000 and \$25,000. Frey would like the Council's opinion on how to proceed with this issue. Kral noted this transcends into a safety issue. Heckman asked Frey if he had checked into the booms that can be transported on a trailer and rented at an hourly rate. The Council requested that Frey research some options and come back with the information to the July meeting.

**Speed limit on Hwy 6:** Council member Kral has received some calls regarding the safety of students crossing Hwy 6. He spoke with Chief Siebken about the matter and discussion was held about moving the 35 mph and 45 mph speed limit signs further west on Hwy 6, approximately at the west property line of Bob's Mobile and the east property line of Terry Stutzman. This would slow traffic down sooner coming into town as people approach "F" Street and Fairway Drive. Chief Siebken will contact the State Dept of Roads and get their thoughts on moving the signs and if they give us their blessing Attorney Blevens will prepare an ordinance for next month.

**Troyer Building Permit Status:** Mayor Bruha reported that a couple of letters have been sent to Dan Troyer regarding his building permit application and the request of providing a survey of the property to show the required setbacks. He has not responded to date. Mayor Bruha noted that after visiting with the D.O.R. it was suggested that a survey be provided to

determine the property line. Discussion was also held about the inspections that need to take place by the Building Official. Blevens was instructed to send Dan Troyer a certified letter stating exactly what the City is requiring and giving him 30 days to respond. If he does not respond then daily fines will be issued.

**ADJOURNMENT:** A motion was made by Kral and seconded by Fortune to adjourn the meeting. Roll call vote: Kral yes, Fortune yes, Baker yes, Heckman yes. Motion carried and meeting adjourned at 9:08 pm.

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Jeanne Hoggins, City Clerk

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Dean A. Bruha, Mayor

### CERTIFICATION

I, the undersigned, City Clerk of the City of Milford, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on June 1, 2010 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

(SEAL)

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Jeanne Hoggins, City Clerk